IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

TUESDAY, THE 18TH SEPTEMBER 2007 / 27TH BHADRA 1929

WP(C).No. 27678 of 2007(T)

PETITIONER:

SASI A.,
ANIMANGALATH HOUSE, VALLACHIRA DESOM, VILLAGE,
THRISSUR DISTRICT & TALUK.

BY ADV. SRI.V.BINOY RAM

RESPONDENTS:

---

1. THRISSUR DISTRICT CO-OPERATIVE BANK LTD.
REP. BY ITS SECRETARY, KURAPPAM ROAD, THRISSUR.

2. ASSISTANT REGISTRAR OF CO-OP.SOCIETIES,
ARBITRATION-CUM-SPECIAL SALE OFFICER,THRISSUR DIST
CO-OPERATIVE BANK LTD., KURAPPAM ROAD, THRISSUR.

R1 BY ADV. SRI. V.G. ARUN.
R2 BY GOVT.PLEADER SMT. ANU SIVARAMAN.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 18/09/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.M.JOSEPH, J.

- -

WP.(C) No. 27678 of 2007

- -

Dated this the 18th day of September, 2007

JUDGMENT

Petitioner availed a loan. It was not repaid. By Ext.P2 property is brought to sale.

2. Heard learned counsel for the respondents also.

3. Petitioner prays that he may be permitted to pay off the amount in instalments.

The writ petition is disposed of as follows:

Petitioner is permitted to pay off the amount due in six monthly instalments, the first of which has to be paid before the time of sale mentioned in Ext.P3, which shall consists of an amount of Rs.25,000/-. The balance amount with due interest is to be paid in five equal monthly instalments. The respondent Bank will serve a statement on the petitioner within ten days from the date of payment of the first instalment, showing the exact amount of instalments to be paid by the petitioner. The second instalment shall be payable on or before 31.10.2007 and the further instalments are to be paid on or before the

last working day of the succeeding months. If the petitioner does not pay Rs.25,000/- or any of the instalment, the petitioner will lose the benefit of this judgment and it will be open to the respondent Bank to proceed against the petitioner in accordance with law.

(K.M. JOSEPH, JUDGE)

sb